

IN THE
IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

SERGIO AGUIRRE

Plaintiff/Petitioner

vs.
POWERSCHUTE SPORTS; JAMES SOWERWINE;
TC TRUST, LLC; OCTAGON, INC.

Defendant/Respondent

Hearing Date:

CAUSE NO:
5:10-CV-702-XRAFFIDAVIT OF SERVICE OF:
SUMMONS IN A CIVIL ACTION; COMPLAINT FOR PATENT
INFRINGEMENT; FIRST AMENDED COMPLAINT FOR
PATENT INFRINGEMENT

The undersigned, being first duly sworn, on oath deposes and says: That s/he is now and at all times herein mentioned was a citizen of the United States, over the age of eighteen, not an officer of a plaintiff corporation, not a party to nor interested in the above entitled action, has the authority to serve pleadings in the State named below, and is competent to be a witness therein.

Documents came to hand on the 8th day of October, 2010, at 13:00 o'clock P.M.

On the 16th day of October, 2010, at 8:20 PM, at the address of 930 NOTTINGHAM Drive, NAPLES, Collier County, FL 34109; this affiant served the above described documents upon JAMES SOWERWINE, by then and there personally delivering 1 true and correct copy(ies) thereof, by then presenting to and leaving the same with JAMES SOWERWINE, NAMED DEFENDANT, A white male approx. 35-40 years of age 5'10"-6'0" in height weighing 160-180 lbs with gray hair.

No information was provided or discovered that indicates that the subjects served are members of the U.S. military.


Joseph R. Cripe, Reg. # 157299, Collier County, FL

STATE OF FLORIDA, COUNTY OF COLLIER

Sworn to (or affirmed) and subscribed before me this 18th day of October, 2010,
by Joseph R. Cripe.

PRINT, TYPE, OR STAMP NAME OF NOTARY

Personally known _____

or Produced Identification _____

Type of Identification Produced _____

FOR: B-miscellaneous
REF: 5:10-cv-702ORIGINAL PROOF OF
SERVICE

Tracking #: 6227370 SEA



AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. 5:10-cv-702-XR

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) James Sowerwine
was received by me on (date) 10/18/2010.

I personally served the summons on the individual at (place) James Sowerwine
930 Nottingham Dr. Naples FL 34109 on (date) 10/16/2010 @ 8:20pm

I left the summons at the individual's residence or usual place of abode with (name)
_____, a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) _____, who is
designated by law to accept service of process on behalf of (name of organization) _____
on (date) _____; or

I returned the summons unexecuted because _____; or

Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.

I declare under penalty of perjury that this information is true.

Date: 10/18/10


Server's signature

Joseph R. Cripe CPS# 157299
Printed name and title

2575 Cleveland Ave, Fort Myers FL 33901
Server's address

Additional information regarding attempted service, etc:

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IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

Sergio Aguirre

Plaintiff/Petitioner

vs.
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TC TRUST, LLC; OCTAGON, INC.

Defendant/Respondent

Hearing Date:

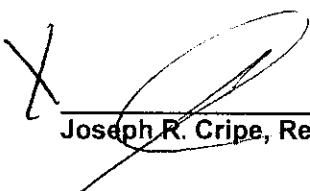
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Documents came to hand on the 8th day of October, 2010, at 12:00 o'clock P.M.

On the **16th day of October, 2010**, at **8:20 PM**, at the address of **930 NOTTINGHAM Drive, NAPLES, Collier County, FL 34109**; this affiant served the above described documents upon **JAMES SOWERWINE**, by then and there personally delivering 1 true and correct copy(ies) thereof, by then presenting to and leaving the same with **JAMES SOWERWINE, NAMED DEFENDANT, A white male approx. 35-40 years of age 5'10"-6'0" in height weighing 160-180 lbs with gray hair.**

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by Joseph R. Cripe.


PRINT, TYPE, OR STAMP NAME OF NOTARY

Personally known

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ORIGINAL PROOF OF
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